

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

RIGOBERTO RODRIGUEZ,

Petitioner,

v.

No. CV 21-1102 MV/CG

ATTORNEY GENERAL OF THE
STATE OF NEW MEXICO,

Respondent.

ORDER GRANTING LEAVE TO PROCEED *IN FORMA PAUPERIS*

THIS MATTER is before the Court on Petitioner Rigoberto Rodriguez's *Motion for Leave to Proceed Pursuant to 28 U.S.C. § 1915* (the "Motion"), (Doc. 2), filed November 16, 2021. In the Motion, Mr. Rodriguez seeks to prosecute his 28 U.S.C. § 2254 habeas proceeding without prepaying the \$5.00 filing fee. See 28 U.S.C. § 1915(a)-(b). Mr. Rodriguez's affidavit reflects that he is unable to make the payment. The Court will therefore grant the Motion.

IT IS THEREFORE ORDERED that Mr. Rodriguez's *Motion for Leave to Proceed Pursuant to 28 U.S.C. § 1915*, (Doc. 2) is **GRANTED**.

IT IS SO ORDERED.



THE HONORABLE CARMEN E. GARZA
CHIEF UNITED STATES MAGISTRATE JUDGE